UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

DENIZ OLMEZ, YASIN DEMIRKAN, NIYAZI : TUREL, HAMIT DEMIRKAN, LEVENT : CENNET, HAKAN EJDER, MUSTAFA ONSOY, KAAN ERYILMAZ, on behalf of themselves : and other employees similarly situated. :

Plaintiffs.

AFFIDAVIT OF SERVICE

against : Case No. 08 CIV 5347

CIPRIANI USA, INC; CIPRIANI 110, LLC : CIPRIANI 200 LLC; CIPRIANI 55 WALL, LLC : CIPRIANI FIFTH AVENUE, LLC; CIPRIANI : 42ND STREET, LLC; CIP 55, LLC; CIPRIANI : FOODS, LLC; DOWNTOWN RESTAURANT : COMPANY, LLC; GC BALLROOM OPERATOR : LLC; 42ND STREET LESSEE, LLC; and JOHN : DOES 1-100, the actual names of such individuals : or entities being unknown,

Defendants. :

STATE OF NEW YORK)
SS:
COUNTY OF NEW YORK)

GRACE HEWITT, being duly sworn, deposes and says:

I am not a party to this action, am over 18 years of age, and reside in the County of Bronx, City of New York.

That on the 12th day of June, 2008, at approximately <u>11:30</u> a.m., deponent served a true copy of the **SUMMONS AND COMPLAINT** upon **CIP 55, LLC.**, 110 East 42nd Street, New York, New York personally delivering and leaving the same with <u>Mirabela Vacariu</u>, who informed deponent that he is an agent authorized by appointment to receive service at that address.

<u>Mirabela Vacariu</u> is a <u>Caucasian Female</u>, approximately <u>23</u> years of age, stands approximately <u>5</u> feet <u>9</u> inches tall, and weighs approximately <u>140</u> pounds with <u>Dark Brown</u> hair and <u>Dark Brown</u> eyes.

GRACE HEWITT

Sworn to me this 12th day of June, 2008

NOTARY PUBLIC

JANET I. CRUZ-DIAZ
Notary Public, State of New York
No. 01CR6018875
Qualified in Richmond County
Commission Expires January 19, 20